

FILED

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ATTORNEY GENERAL OF NEW JERSEY
Attorney for Complainant
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May 12, 1980

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIR
STATE BOARD OF MEDICAL EXAMINERS
DOCKET NO. H-80-5052

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| In the Matter of the Suspension) | Administrative Action |
| or Revocation of the License of) | |
| RONALD S. MUELLER, D.C.) | |
| License No. 1295) | |
| To Practice Chiropractic in) | COMPLAINT |
| the State of New Jersey.) | |

JOHN J. DEGNAN, ATTORNEY GENERAL OF NEW JERSEY, by Mary Andruzzi, Deputy Attorney General, with offices located at 1100 Raymond Boulevard, Newark, New Jersey 07102, on the basis of information and belief by way of complaint says:

COUNT I

1. Complainant, Attorney General of New Jersey, is charged with enforcing the laws of the State of New Jersey, pursuant to N.J.S.A. 52:17A-4(h) and N.J.S.A. 45:1-14 et seq.

2. The New Jersey State Board of Medical Examiners is charged with the duty and responsibility of regulating the practice

of chiropractic in the State of New Jersey pursuant to N.J.S.A. 45:9-1 et seq., N.J.S.A. 45:9-14.5 et seq., and N.J.S.A. 45:9-41.5.

3. Respondent, Ronald S. Mueller, D.C., License No. 1295, with offices at 2305 Hooper Avenue, Bricktown, New Jersey, is a licensed chiropractor in the State of New Jersey and has been a licensee during all times pertinent herein.

4. On or about April 7, 1976, respondent, during the course of purportedly rendering chiropractic treatment or diagnosis to one M.W., did sexually assault said patient and did engage in an act beyond the lawful scope of chiropractic treatment or diagnosis by placing his hands on, about and within said patient's vaginal and genital areas.

COUNT II

1. Complainant repeats the allegations contained in Count I of this Complaint as if fully stated herein or incorporated by reference.

2. On or about April 9, 1976, respondent, during the course of purportedly rendering chiropractic treatment or diagnosis to one M.W., did sexually assault said patient and did engage in an act beyond the lawful scope of chiropractic treatment or diagnosis by placing his hands on, about and within said patient's vaginal and genital areas.

COUNT III

1. Complainant repeats the allegations contained in Counts I and II of this Complaint as if fully stated herein or incorporated by reference.

2. On or about April 7, 1976, respondent, during the course of rendering chiropractic treatment and diagnosis to one M.W., falsely represented and stated that her sacral spine needed to be straightened. Said statement was unsupported by X-rays and in error.

COUNT IV

1. Complainant repeats the allegations contained in Counts I, II and III of this Complaint as if fully stated herein or incorporated by reference.

2. On or about June or July 1973, respondent, during the course of rendering chiropractic treatment and diagnosis to one I.H. advised her that her "tailbone" was curved and needed to be "snapped". Respondent further represented and stated that adjustment and correction of the claimed problem would have to be performed by going "inside" of her. Said diagnosis was incorrect and respondent's offered "internal" adjustment of the sacral spine is neither recognized within the science of chiropractic as constituting effective or proper therapy nor within the lawful scope of permissible chiropractic treatment or diagnosis.

COUNT V

1. Complainant repeats the allegations contained in Counts I, II, III and IV of this Complaint as if fully stated herein or incorporated by reference.

2. On or about January 31, 1974, respondent, during the course of rendering chiropractic treatment and diagnosis to one G.C., advised G.C. that in order to render her examination complete,

he should be permitted to perform a rectal examination. Said advice and representation was improper in that the performance of a rectal examination exceeds the lawful scope of permissible chiropractic diagnosis and treatment.

The foregoing acts separately or in combination constitute gross malpractice and/or gross neglect in the practice of chiropractic in violation of N.J.S.A. 45:9-16(h), professional or occupational misconduct in violation of N.J.S.A. 45:1-21(e) and contravene the good moral character requirement of a holder of a license to practice chiropractic as set forth in N.J.S.A. 45:9-41.5.

WHEREFORE, complainant demands judgment against respondent as follows:

1. The suspension or revocation of the license to practice chiropractic in the State of New Jersey heretofore issued to respondent Ronald S. Mueller, D.C.;

2. An Order directing respondent to cease, desist and refrain from the practice of chiropractic in the State of New Jersey;

3. Imposition of penalties for each separate offense set forth herein and costs;

4. An Order directing respondent Ronald S. Mueller, D.C., to restore to all persons in interest named in this complaint any monies acquired by means of an unlawful act or practice;

5. Such further relief as the Board of Medical
Examiners shall deem just and appropriate.

JOHN J. DEGNAN
ATTORNEY GENERAL OF NEW JERSEY

By Mary Andruzzi
Mary Andruzzi
Deputy Attorney General

Dated: May 7, 1980